

**MINUTE BOOK XXV, PAGES 118-126
TROUTMAN TOWN COUNCIL REGULAR MEETING MINUTES
OCTOBER 13, 2016**

The regular meeting of the Town of Troutman Town Council was held in the Troutman Town Hall, 400 North Eastway Drive, North Carolina on Thursday, October 13, 2016 at 7:00 p.m. with Mayor Teross W. Young, Jr. presiding.

Council Members Present: Teross W. Young, Sally P. Williams, Judy Jablonski, W. Paul Henkel, James K. Troutman, Paul R. Bryant

Council Members Absent: None

Staff Present: Justin E. Longino, Interim Manager; Kimberly H. Davis, Town Clerk; Steven H. Shealy, Finance Director; Erika G. Martin, Planning Director; Matthew A. Selves, Police Chief; Gary W. Thomas, Town Attorney

Press Present: Karissa Miller, SVL Free News

MAYOR PRO TEM YOUNG CALLED THE MEETING TO ORDER

ITEM 1. MAYOR YOUNG WELCOMED VISITORS AND GUESTS

ITEM 2. INVOCATION – Delivered by Mr. Jasper Farmer of Troutman

ITEM 3. PLEDGE OF ALLEGIANCE

ITEM 4. ADJUSTMENTS TO THE AGENDA

*Addition: Consent Agenda Item 18a – Consider Water Tank Cellular Apparatus Design

ITEM 5. APPROVAL OF AGENDA

Upon motion by Council member Jablonski, seconded by Council member Williams, and unanimously carried, agenda for the regular meeting of October 13, 2016 was approved as amended.

APPROVAL OF MINUTES

ITEM 6. APPROVE AGENDA BRIEFING MINUTES OF SEPTEMBER 06, 2016

ITEM 7. APPROVE REGULAR MEETING MINUTES OF SEPTEMBER 08, 2016

ITEM 8. APPROVE SPECIAL MEETING/MINI RETREAT MINUTES OF SEPTEMBER 23, 2016

Upon motion by Council member Henkel, seconded by Council member Williams, and unanimously carried, Agenda Briefing Minutes of September 06, 2016; Regular Meeting Minutes of September 08, 2016; and Special/Mini Retreat Minutes of September 23, 2016 were approved as presented.

ORGANIZATIONAL BUSINESS

ITEM 9. ADMINISTRATION OF OATH OF OFFICE FOR NEWLY APPOINTED COUNCIL MEMBER PAUL R. BRYANT

OATH OF OFFICE WAS ADMINISTERED TO NEWLY APPOINTED COUNCIL MEMBER PAUL R. BRYANT BY THE HONORABLE TEROSS W. YOUNG, MAYOR OF THE TOWN OF TROUTMAN, NORTH CAROLINA WITH COUNCIL MEMBER BRYANT'S WIFE ELIZABETH BRYANT HOLDING THE HOLY BIBLE.

ITEM 10. APPOINTMENT OF MAYOR PRO TEM PAUL HENKEL AS ALTERNATE DELEGATE TO THE CHARLOTTE REGIONAL TRANSPORTATION PLANNING ORGANIZATION (CRTPO)

Upon motion by Council member Williams, seconded by Council member Jablonski, and unanimously carried, nomination of Mayor Pro Tem Henkel as Alternate Delegate to the Charlotte Regional Transportation Planning Organization (CRTPO) was approved.

ITEM 11. APPOINTMENT OF COUNCIL MEMBER PAUL BRYANT AS DELEGATE TO CENTRALINA COUNCIL OF GOVERNMENTS (CCOG)

Upon motion by Council member Jablonski, seconded by Council member Troutman, and unanimously carried, nomination of Council member Paul Bryant as Delegate to the Centralina Council of Governments (CCOG) was approved.

RECOGNITIONS

ITEM 12. INTRODUCTION OF RESERVE OFFICER TOM ANDERSON, (*Matthew Selves, Police Chief*)

Police Chief Matthew Selves introduced and welcomed Tom Anderson, Troutman Police Department's new Reserve Officer to the force. He presented Officer Anderson's professional and educational background stating that Officer Anderson began his career in law enforcement in 1992 as a Patrol Officer with Statesville Police Department. He was continually promoted through the ranks serving at all levels of supervision, positions/assignments and management including criminal investigations, special operations, community service, SWAT, and Police Chief. Officer Anderson left the Statesville Police Department in 2015 to serve the N.C. League of Municipalities as their Public Safety Risk Manager Consultant for all cities and towns within the League. Chief Selves stated that Officer Anderson has a Bachelors and Master's degree in criminal justice, is a N.C. Certified Training Instructor, and taught Basic Law Enforcement Training at Mitchell College. Officer Anderson serves as an adjunct Professor for Gardner-Webb and Kaplan Universities teaching criminal justice and government classes. He has served as board member and past president of the North Carolina Police Executives Association and as the Law Enforcement Training Coordinator for the association.

Mayor Young and Council welcomed Officer Anderson to the department.

ITEM 13. EDUCATION SPOTLIGHT – IREDELL CHARTER ACADEMY, (*Judy Jablonski, Council Member*)

Council member Judy Jablonski highlighted Iredell Charter Academy, located at 251 Home Improvement Street, as the October 2016 Education Spotlight. The Academy, is a member of the Charter Schools USA family of schools, and is a tuition-free public charter school that currently accommodates grades K-6 that is to expand in the future to grades K-8. Council member Jablonski introduced Dr. Andrea LoPresti, Principal and Jennifer Wilson, Assistant Principal.

Dr. Andrea LoPresti, Principal expressed thanks for the recognition and gratitude that the academy is part of the Troutman community. She stated that the most important thing about Iredell Charter Academy is that they are the school of choice by families. The academy is a tuition free, non-profit public school that reports directly to the state. There is a governing board made up of educators and Charter USA provides the resources to fund the school. The programs and curriculum focus on parent's participation. Personal learning/educational plans is based on data and set goals. Parents drop off and pick up, and uniforms are required to be worn. Next enrollment will be held in November 2016 through a lottery process.

Mayor Young commented on the beautiful campus and that he has heard good reviews on the school.

Dr. LoPresti and Ms. Wilson were presented with a Town of Troutman patch and medallion.

ITEM 14. BUSINESS SPOTLIGHT – FOOD LION OF TROUTMAN, (Mayor Young)

Mayor Young recognized Troutman Food Lion of 520 North Main Street, as the October 2016 Business Spotlight. He presented a background history of how the three Winn Dixie employees and founders of Food Lion, Ralph Ketner, his brother Brown Ketner, and colleague Wilson Smith branched out on their own and begin their own company starting the grocery chain. On December 12, 1957, Food Lion opened the largest supermarket (15,000 sq. ft.) in Salisbury launching a yearlong price war with competitors including Winn-Dixie. Today, the Troutman store is one of the 142 Charlotte region stores that has been renovated receiving wider aisles, refreshed produce department, and other renovations and additions. Also as part of the renovation program, Food Lion improved the quality, freshness and selection of foods. Employees have received additional customer-service training and each Food Lion store was assigned 5 to 10 new positions. Food Lion has a longstanding history of offering low prices and convenient locations to its customers for nearly 60 years and with a significant presence in the Southeast, the brand has a strong reputation for helping its customers nourish their families with fresh, healthy, and affordable food. Troutman's Food Lion is led by Barry Smith and his support team of leaders like Kristen Talley Riley and Kathryn Bunting Sowers.

Mr. Barry Smith, Manager of Troutman Food Lion and Troutman native, addressed Town Council reminiscing of childhood memories of shopping at Food Lion with his mother and the stores hometown atmosphere. Mr. Smith is diligently working to bring back that hometown atmosphere that he feels has been missing for a long time. He expressed appreciation for allowing Food Lion to serve and be part of the community and various community events the Town holds, such as the Independence Day Parade, National Night Out, and Trails and Treats to name a few. Mr. Smith spoke of the changes in the store over the last several months in order to make shopping easier, and that the one thing they never lost track of was their customers. Additional registers have been added along with grab-and-go items throughout the store, and perishable items in blue bags. In closing, Mr. Smith thanked the Mayor and Council for the recognition and for allowing Food Lion for being here and allowing Food Lion to serve the community. Accompanying Mr. Smith was Assistant Manager, Dennis Brittain and Director, Kathryn Sowers.

In recognition and appreciation of being an important part of the Troutman community and an outstanding corporate partner, Mayor Young presented Manager Barry Smith and colleagues with a Certificate of Recognition.

STANDING REPORTS

ITEM 15. TROUTMAN ESC PARK, (John Larew, Parks and Recreation Committee Chairman)

Parks and Recreation Committee Chair John Larew, presented the following monthly report:

- Emily Watson, is the town's new Parks and Recreation Coordinator.
- Rotary Club will working on the fitness trail cleaning up debris and replacing dead plants.
- To reserve the pavilion for parties and events, contact Parks and Recreation Coordinator Emily Watson.

- Farmers Market will hold a craft fair on November 12th from 10am – 4pm.
- Trails and Treats will be held October 31st in the Park. For event participation contact Parks and Recreation Coordinator Emily Watson.
- Christmas Tree Lighting to be held on December 1st.

ITEM 16. J. HOYT HAYES MEMORIAL TROUTMAN LIBRARY, (Rebecca Lopez, Troutman Branch Manager)

Ms. Rebecca Lopez, Manager of the J. Hoyt Hayes Memorial Troutman Library presented the following report:

- NEST Access: New start date of January 10th, 2017
 - Program is part of NCLA Leadership Institute
 - Student library accounts automatically created for all ISS students
 - Program includes: Ebooks, audiobooks, 10 print items without fines or fees (except when lost or damaged) and access to online databases/resources and electronic resources
- Troutman Library Volunteer Club will hold two activities a month involving community service
 - This Saturday: Trail Clean-up with Rotary Club at 9am
 - Halloween (Oct. 31st) Town of Troutman Trails and Treats beginning at 4pm
- Cultured Communities, a series of monthly programs aimed at increasing cultural diversity within the library and our community
 - First program will be held Saturday, October 29th, at 12:00pm, presenting Hispanic music and dance
- Reminder: Troutman Friends of the Library Drop-In Reception, October 20th, from 5-7pm.

CONSENT AGENDA: *Items on the Consent Agenda are considered to be routine by the Town Council and will be approved with one motion. There will be no separate discussion on these items unless the Mayor or a Council member so requests, in which event, the item will be removed from the Consent Agenda and considered as the first item under New Business.*

ITEM 17. CONSIDER BUDGET AMENDMENT FOR NORTH CAROLINA GOVERNOR’S CRIME COMMISSION GRANT (PROJ011896-2016 TROUTMAN POLICE DEPARTMENT RADIO COMMUNICATION INITIATIVE), (Steve Shealy, Finance Director)

ITEM 18. CONSIDER REVISED INTERLOCAL AGREEMENT BETWEEN IREDELL COUNTY AND TOWN OF TROUTMAN FOR TROUTMAN ESC PARK, (Justin Longino, Interim Town Manager)

***ITEM 18a. CONSIDER CELLPHONE CORRAL DESIGN, (Justin Longino, Interim Town Manager)**

Upon motion by Council member Williams, seconded by Council member Jablonski, and unanimously carried, approved Consent Agenda items as presented.

(Copied in full, Budget Amendment, Interlocal Agreement, and sketch of cellular apparatus design is attached to and made part of these minutes and is filed on CD titled: “Town Council Supporting Documents” dated October 10th and October 13th, 2016 in CD Book #1 titled, “Town Council Supporting Documents”)

COMMENTS FROM VISITORS AND GUESTS: *The public is invited to address the Board with comments or concerns. The comment period is limited to three (3) minutes per individual.*

None

NEW BUSINESS

ITEM 19. APPROVAL OF TOWN OF TROUTMAN CHRISTMAS PARADE SET FOR DECEMBER 03, 2016, (Chuck Gallyon, Parade Committee Chairman)

Mr. Chuck Gallyon, Independence Day Parade Chairman stated that a year ago former Mayor Elbert Richardson introduced the idea to hold a Troutman Christmas Parade, then Mayor Ron Wyatt re-introduced the concept after taking office. A called meeting of the parade committee with several town employees was held and the date of December 3rd at 11am is being proposed. The parade is proposed to begin at CATS, down Old Murdock Road to Eastway Drive, ending at Troutman Baptist Church. The Grand Marshall will be Santa. Mr. Gallyon stated that the last Christmas Parade was held in 1966. No charge to parade participants and very little cost to the town.

Upon motion by Council member Williams, seconded by Council member Henkel, and unanimously carried, approved Christmas Parade date of December 3, 2016 at 11am and accept the proposed parade route.

Mr. Gallyon announced that the 13th Annual Independence Day Parade is scheduled for Saturday, July 1st, 2017.

ITEM 20. TEXT AMENDMENT TO THE UNIFIED DEVELOPMENT ORDINANCE (UDO), REGARDING CAMPAIGN SIGNS, (TA-16-05), (Erika Martin, Planning Director)

a. Call for a Public Hearing

Mayor Young opened the Public Hearing

Planning Director Erika Martin presented the proposed text amendment stating that the core of this text amendment is to remove the uncertainty, additional time, and additional costs associated with special use permits, instead allowing bars and night clubs to receive a standard zoning permit with all regulations revealed upfront. The second goal of this text amendment is to develop regulations that actually allow for bars and nightclubs in our historic downtown. She informed Council that she is presenting something slightly different from what was in Council's packets due to a meeting with a downtown property owner concerned about the text amendment. Specifically, the potential for too many bars downtown and concern over proximity to schools, churches, day cares, and other civic uses. The amendment proposed would prohibit bars and night clubs in the highway business and neighborhood center districts from locating within 300 ft. of single family detached homes, churches, daycares, or other civic use buildings. Bars and nightclubs in the central business district would be prohibited from locating 300 ft. of churches, daycares, and most civic buildings (the exception being downtown park shelters such as the depot or future public park shelters elsewhere downtown). Bars and nightclubs would also be limited to one per downtown block. Therefore, as downtown currently exists, there is the potential for five bars. She continued by stating that as far as bars and night clubs locating in highway business or neighborhood center, it would be possible that they could be located in the Fairgrounds shopping center, Village Shopping Center, the Hair Loft, and a couple other sites. Ms. Martin did not map out the potential for bars and night clubs at Exit 42 as that area is largely undeveloped. In support of the proposed text amendment, Ms. Martin commented that she believes the amendment builds on what the Planning Board has recommended, is business friendly, and consistent with our community goals.

Mr. Jeremy Shaw, owner of Sound Wave DJ and Entertainment, spoke in favor of the proposed text amendment stating that they are interested in opening "Cedar Stump Tavern" in downtown Troutman. Through a power point presentation, Mr. Shaw shared his vision and goals for the tavern and town to bring community together in support of local artist. Cedar Stump Tavern is proposed to be located on Wagner Street beside the Hair Event Salon.

Mayor Young declared the Public Hearing closed.

b. Adoption of Consistency Statement

Council requested clarification regarding changes made in the amendment from what was previously proposed. Planning Director Martin stated that the changes included adding the 300' restriction from daycares, exempted the downtown from single family residential properties and downtown park shelters, and change the wording from allowing one bar on each side of the street to one per block.

Council member Henkel suggested removing separation requirements for civic use buildings in the Central Business District. Planning Director Martin updated the amendment to reflect the suggested change.

Upon motion by Council member Williams, seconded by Council member Bryant, and carried, TA-16-06 is consistent with the 2035 Future Land Use Plan Downtown Development Goal. The amendment is reasonable and in the public interest because it provides a healthy environment for a diverse mix of retail, service, residential, dining, and entertainment uses.

Yeas: Williams, Henkel, Bryant, Jablonski

Nays: Troutman

c. Adoption of Ordinance 19-16 Titled: "An Ordinance Amending The Town Of Troutman Unified Development Ordinance"

Upon motion by Council member Henkel, seconded by Council member Williams, and carried, Ordinance 19-16 titled: "An Ordinance Amending The Town Of Troutman Unified Development Ordinance" was approved as discussed.

Yeas: Williams, Henkel, Bryant, Jablonski

Nays: Troutman

(Copied in full, Ordinance 19-16 is filed in Ordinance Book 8, Page 119)

(Copied in full, Ordinance 19-16, staff report including text amendment verbiage, zoning map, certification of Planning Board action, public hearing notice and Power Point presentation is filed on CD titled: "Town Council Supporting Documents" dated October 10th, and October 13th, 2016 in CD Book #1 titled, "Town Council Supporting Documents")

ITEM 21. ANNEXATION (CONTIGUOUS) (AX-16-02), Applicant: ABC Board (Layton Getsinger, Chairman), 110 Goodman Road, PIN 4731783628, 0.29 acres, (Martin)

Call for a Public Hearing

Mayor Young opened the Public Hearing

Planning Director Erika Martin presented the annexation request stating that the ABC Store is currently comprised of two lots; the lot on Hwy 21 is already in the Town limits; however, the rear lot is not. This request will bring the entire site into the Town limits. This request meets all required conditions for annexation, and therefore Staff recommends granting the request.

No other spoke in favor of or against the request.

Mayor Young declared the Public Hearing closed.

(Public Hearing sign in sheet is attached to and made part of these minutes)
(Copied in full, public hearing notice is attached to these minutes)

b. Adoption of Ordinance 20-16 Titled: “An Ordinance To Extend The Corporate Limits Of The Town Of Troutman, North Carolina (Contiguous)”

Upon motion by Council member Jablonski, seconded by Council member Williams, and unanimously carried, Ordinance 20-16 titled: “An Ordinance To Extend The Corporate Limits Of The Town Of Troutman, North Carolina (Contiguous)” was approved as presented.

(Copied in full, Ordinance 20-16 is filed in Ordinance Book 8, Pages 120-121)

(Copied in full, Ordinance 20-16, staff report, petition of annexation, metes and bounds, property map, and zoning map is filed on CD titled: “Town Council Supporting Documents” dated October 10th, and October 13th, 2016 in CD Book #1 titled, “Town Council Supporting Documents”)

ITEM 22. APPOINTMENT OF ANDREW WHITAKER, TROUTMAN BUSINESS COUNCIL PRESIDENT TO THE TOWN’S WAYFINDING STEERING COMMITTEE, (Martin)

Council member Henkel made a motion to appoint Andrew Whitaker to the town’s Wayfinding Steering Committee. Motion failed due to a lack of a second.

For clarification purposes, Planning Director Erika Martin stated that Council does not have to add anyone to the committee due to no number requirement, and that public workshops will be held where anyone who wishes to participate will be invited to do so.

ITEM 23. ANNEXATION (NON-CONTIGUOUS) (AX-16-03), Applicant: Pruitt Development Corporation, 111 Westmoreland Road, PIN 4659274254, 10.6 acres, (Martin)

a. Adoption of Resolution 07-16 Titled: “Resolution Directing The Clerk To Investigate A Petition Received Under Article 4a Of G.S. 160a-31”

Upon motion by Council member Williams, seconded by Council member Henkel, and unanimously carried, Resolution 07-16 titled: “Resolution Directing The Clerk To Investigate A Petition Received Under Article 4A Of G.S. 160A-31” was approved.

b. Approval of Certificate of Sufficiency

Upon motion by Council member Henkel, seconded by Council member Williams, and unanimously carried, Certificate of Sufficiency was approved.

c. Adoption of Resolution 08-16 Titled: “Resolution Fixing Date Of Public Hearing On Question Of (Non-Contiguous) Annexation Pursuant To Article 4A Of G.S. 160A”

Upon motion by Council member Troutman, seconded by Council member Williams, and unanimously carried, Resolution 08-16 titled: “Resolution Fixing Date Of Public Hearing On Question Of Annexation Pursuant To Article 4A Of G.S. 160A” setting a Public Hearing date of November 10, 2016 was approved.

(Copied in full, Resolutions 07-16 is filed in Resolution Book IV, Page 7)

(Copied in full, Resolutions 08-16 is filed in Resolution Book IV, Page 8)

(Copied in full, Certificate of Sufficiency, petitions of annexation and vicinity map, is attached to these minutes, and is filed on CD titled: "Town Council Supporting Documents" dated October 10th, and October 13th, 2016 in CD Book #1 titled: "Town Council Supporting Documents")

ITEM 24. APPROVAL OF CHANGE ORDER NO. 3 FOR 2015 STREET IMPROVEMENT PROJECTS, (Longino)

Interim Town Manager Justin Longino stated that following Council's agenda briefing held October 10th, he contacted Benjie Thomas, Town Engineer for clarification regarding the change order. He explained that from the initial cost of the project, this is the third change order presented that puts the town over the budgeted amount for the project. He further explained that Mr. Thomas advised that there will be a fourth change order that will actually bring the project cost below budget.

Upon motion by Council member Henkel, seconded by Council member Jablonski and unanimously carried, approved Change Order No. 3 for 2015 Street Improvement Projects subject to the fourth change order coming through resulting in the amount being equal to or below contracted amount.

(Copied in full, Change Order is attached to these minutes, and is filed on CD titled: "Town Council Supporting Documents" dated October 10th, and October 13th, 2016 in CD Book #1 titled: "Town Council Supporting Documents")

ITEM 25. COMMENTS FROM MAYOR AND TOWN COUNCIL

Council member Williams:

- Thanked Mayor Young, Interim Town Manager Justin Longino, and Attorney Gary Thomas for participating in the 5th Annual Golf Tournament for benefit of the Park. Funds raised was \$4 shy of \$5,100 making the fundraiser the best so far.
- For the Record: Clarified that the rumor that she has been given special consideration from the town because she is a council member in regards to her garage being re-built is false. The Town's UDO does require that the garage be attached and not protrude past the front of the house, but due to the condition of the old garage and the existing concrete pad, the new structure was grandfathered in. All permits needed were acquired from the town, and all county inspections have been passed. Council member Henkel voiced that people should take the time to get all the facts before accusations are made.

Council member Bryant:

- Commented that he is looking forward to working with the Mayor, Council, town staff and citizens. He likes the town's family, friendly atmosphere and feels that a lot can be accomplish by working together.

Mayor Young:

- Welcomed Council member Bryant to the Council and that he looks forward to working with him. He stated that there is a real sense that people of the town want to be more engaged, and that he appreciates hearing from people who want to be a part of the community. Mayor Young commented the town needs to figure out a way to get more people involved. The community gives great feedback, whether agree or disagree over many issues, this is our community and it is what we make it.

ITEM 26. COMMENTS FROM INTERIM TOWN MANAGER

Interim Town Manger Longino:

- Welcomed Council member Bryant to the Town Council.

ITEM 27. HOLD CLOSED SESSION PURSUANT TO NC GENERAL STATUTE PURSUANT TO NC GENERAL STATUTE 143-318.11(a)(5) TO DISCUSS ACQUISITION OF PROPERTY

Mayor Young called for a closed session pursuant to NC General Statute 143-318.11(a)(5) to discuss acquisition of property.

Upon motion by Council member Williams, seconded by Council member Jablonski, and unanimously carried, approved to hold a closed session pursuant to NCGS 143-318.11(a)(5) to discuss acquisition of property.

Mayor Young opened the closed session.

In attendance along with the Town Council Interim Town Manager, Justin Longino; Town Attorney, Gary Thomas; Town Clerk, Kimberly Davis; Finance Director, Steve Shealy; Planning Director, Erika Martin; Realtor, Mike Todd

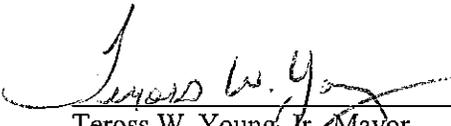
****Minutes of Closed Session Have Been Sealed Until Public Inspection Will No Longer Frustrate The Purpose Of The Closed Session****

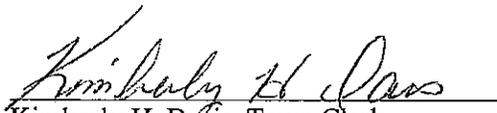
Reconvene Open Session

Upon motion by Council member Jablonski, seconded by Council member Bryant, and unanimously carried, approved to close the close session and reconvene the open session.

ITEM 28. ADJOURNMENT

Upon motion by Council member Troutman, seconded by Council member Henkel, and unanimously carried, the October 13, 2016 Town Council meeting was adjourned at 9:15 pm.


Teross W. Young, Jr., Mayor


Kimberly H. Davis, Town Clerk

